

**COUNTY OF DEL NORTE**

DEPARTMENT OF HEALTH AND SOCIAL SERVICES

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Crescent City, California 95531

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Gary R. Blatnick, Director/Public Guardian

DATE: 10/13/06TO: TINA GONZALESFROM: STEVE LANDESFAX #: 916-322-9015FAX #: 707-465-1772TOTAL PAGES (INCLUDING COVER SHEET): 8

COMMENTS: _____

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October 13, 2006

California Environmental Protection Agency
Unified Programs
C/o Tina Gonzales
1001 I Street
PO Box 2815
Sacramento, Ca. 95812

Subject: CUPA audit status report

Dear Ms. Gonzales,

We would like to apologize to you for sending this *partial* status report so late. Circumstances (a broken leg) beyond our control have been partially responsible for our late reply.

I am going to address those deficiencies I have personally dealt with.

Deficiency #3—The CUPA staff is lacking on-going training classes attended; files reviewed showed no training attended since the 2000/2001 fiscal year.

Status—Steve Landes 11/1&2/05 Taming the Wild Zebra
3/9/06 Making Sense of the National Incident Management
System
5/25/06 Attended Salinas Valley Ammonia Safety Day
9/20/06 FEMA IS-00100 Incident Command System
FEMA IS-00700 National Incident Management System
10/11/06 Attended in Eureka California OES training on CalARP,
Spill Release Reporting and Hazardous Materials Business Plans.

Status—Leon Perreault 2/4 thru 8/02 California CUPA Forum in Santa Clara
11/1&2/05 Taming the Wild Zebra
2/6 thru 9/06 California CUPA Forum San Francisco
3/28/06 Laser Grade ICC Ca. UST Inspector Certification Test

Deficiency #7—The CUPA is not meeting its inspection frequency for CalARP facilities. The last three summary reports showed that only 2 of the 4 CalARP facilities have been inspected in the last three years. While the summary reports indicate the CUPA is meeting the required inspection frequency for Business Plan facilities, 6 of the 10 business plan files reviewed did not have inspection forms dated within the last three years.

Status--We currently have 2 CalARP facilities. One was visited this fiscal year, the other will hopefully be visited next fiscal year. Inspections for Business Plans only facilities

were previously documented on a list compiled each fiscal year. We now have an inspection sheet in each Business Plan file indicating inspection dates and a comment line (copy of inspection sheet enclosed).

Deficiency #8---The CUPA does not have a CalARP dispute resolution process that addresses the requirements of Title 19, Section 2780.1

Status---Copy of dispute resolution included with this mailing.

Deficiency #9---The CUPA does not appear to be obtaining annual inventories or inventory certifications from all regulated businesses. 5 of 10 business plan files reviewed did not have current inventories/certifications.

Status---Annual certifications were previously placed in files labeled "CERTS 99", "CERTS 2000", "CERTS 2001" etc. We now place annual certifications into individual business plan files as submitted.

Deficiency #10---The CUPA has not reviewed and updated its Area Plan in the last three years. This process had begun when the CUPA lost staff several years ago, and the review languished for the lack of staff resources.

Status---Updated Area Plan submitted to CalEPA and OES February 2006

CalARP Dispute Resolution

1. An owner or operator of a CalARP facility who disputes the decisions and or actions of the Del Norte County CUPA may initiate the dispute resolution process by serving the CUPA with prompt, written notice of a dispute (within one week of the dispute).
2. ? The County Health Officer and or Health Department Program Manager will resolve disputes arising under this resolution.
3. The owner and or operator of the facility shall submit in writing to the CUPA their argument and supporting materials within 45 days of initiating the dispute resolution.
4. The CUPA will render a written decision within 120 days after the owner or operator initiates the dispute resolution.
5. The facility may appeal the decision of this CUPA by written notice of appeal, to the Director of OES per Section 2780.1 of the CalARP Program regulations.
6. Enforcement action may proceed while the dispute resolution process is taking place.

INSPECTION SHEET

Date: _____

Comments: _____

Date: _____

Comments: _____

Date: _____

Comments: _____

Date: _____

Comments: _____

Date: _____

Comments: _____

Date: _____

Comments: _____

Title 27
Division 1, Subdivision 4
Chapter 1

May 14, 1999

Report 2

ANNUAL SINGLE FEE SUMMARY REPORT

27 CCR § 15290

Completed By: _____
Date Submitted: _____
Fiscal Year: _____

CUPA: DEL NORTE COUNTRY Telephone Number: () _____

SINGLE FEE	Total amount of single fee billed	Total amount of single fee waived	Total amount of single fee collected	Total amount of single fee still owed PAS	Total Amount owed to State
	\$20,119.00	\$24.00	\$18,105.00		
PARTICIPATING AGENCIES	0	0	0	0	
SURCHARGE	Total amount of surcharge billed	Total amount of surcharge waived	Surcharge collected	Total collections remitted to State	
CUPA Oversight	\$1944.00	\$24.00	\$1680.00	\$1776.00	\$144.00
CalARP	\$540.00	0	\$540.00	\$540.00	0
UST	\$630.00	0	\$510.00	0	\$630.00
SURCHARGE TOTALS	3114.00	24.00	2190.00	2316.00	774.00

Total Regulated Businesses	Underground Storage Tanks	Underground Storage Tank Facilities
1	0	0
CalARP Program - Total Stationary Sources	2	0

* The Report 2 counts of regulated businesses should be consistent with the counts shown on Report 3.

May 14, 1999

Title 27
Division 1, Subdivision 4
Chapter 1

Report 4

ANNUAL ENFORCEMENT SUMMARY REPORT

27 CCR § 15290

Completed By: STALE LARSEN
Fiscal Year: 05/06

Date Submitted: CUPA: Dec 1999
ANNUAL ENFORCEMENT SUMMARY REPORT

PROGRAM ELEMENTS	No. of Facilities with Violation Type				5 No. of Informal Enforcement Actions	6 Total No. of Formal Enforcement Actions Initiated within 135 Days of Inspection or Determining Violation (Class I or Class II only, excluding minor)	7 No. of Administrative Enforcement Actions	8 No. of Civil Enforcement Actions and Referrals	9 No. of Criminal Enforcement Actions and Referrals	10 Total Fines/ Penalties Assessed	11 Total Fines/ Penalties Collected
	1 Class I	2 Class II (excluding minor)	3 Minor	4 Other							
A. Hazardous Materials Release Response Plans (HMRRP)				9	9		0	0	0	0	0
B. California Accidental Release Prevention (CALARP)				1	1			0	0	0	0
C. Underground Storage Tank (UST) Facilities											
D. Aboveground Petroleum Storage Tank (AST) Facilities											
E. Hazardous Waste Generators (All)	0	0	5		0	0	0	0	0	0	0
F. RCRA Large Quantity Generators (LQG) (a subset of E)	0	0	0		0	0	0	0	0	0	0
G. Recyclers	0	0	0		0	0	0	0	0	0	0
H. Onsite Hazardous Waste Treatment (PBR, CA, CE)	0	0	0		0	0	0	0	0	0	0
I. Permit by Rule (PBR) -Household HW (HHW)	0	0	0		0	0	0	0	0	0	0

Title 27
Division 1, Subdivision 4
Chapter 1

May 14, 1999

Report 3

ANNUAL INSPECTION SUMMARY REPORT

27 CCR § 15290

Completed By: STAFF HANDLES
Fiscal Year: 05/06

Date Submitted: CUPA: Del Norte County Supervisor Hays

PROGRAM ELEMENTS	1 No. of Regulated Businesses *	2 No. of Regulated Businesses Inspected	3 No. of Routine Inspections	4 No. of Routine Inspections That Returned to Compliance within Established Standard	5 No. of Other Inspections
A. Hazardous Materials Release Response Plans (HMRRP)		26	25	11	2
B. California Accidental Release Prevention (CalARP)	2	1	1		1
C. Underground Storage Tank (UST) Facilities					
D. Aboveground Petroleum Storage Tank (AST) Facilities		44			
E. Hazardous Waste Generators (All)	41	10	10	10	12
F. RCRA Large Quantity Generators (LQG) (a subset of E)	0	0	0	0	0
G. Recyclers	0	0	0	0	0
H. Onsite Hazardous Waste Treatment (PBR, CA, CE)	0	0	0	0	0
I. Permit by Rule (PBR)-Household HW (HHW)	1	1	1	1	1
INDICATORS OF INSPECTION CONSOLIDATION BY INSPECTION CATEGORY:					
K. Combined Routine Inspections		26			
L. Joint Inspections		0			
M. Integrated or Multi-Media Inspections		0			
OTHER INFORMATION					
N. CalARP Program--Risk Management Plan Audits					7 No. of Audits
					0

* The Report 3 counts of regulated businesses should be consistent with the counts shown on Report 2.